

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DERRICK A. RANKINE,)	
)	
Plaintiff,)	Civil Action No. 03-313E
)	
V.)	
)	
SUPERINTENDENT RAYMOND J.)	Judge Sean J. McLaughlin
SOBINA; UNIT MANAGER McNELIS;)	Mag. Judge Susan Paradise Baxter
UNIT COUNSELOR HUGHES; C.O.)	
TROJAN; UNIT MANAGER)	
MAILMAN; C.O. HECKMAN; UNIT)	
COUNSELOR HERDMAN; SGT.)	
CASTINA; MEMBERS OF THE PRC;)	
HEARING EXAMINER CROSS;)	
MARY ANN BERTOLINO; LT.)	
STEVE SIMOSKO; C.O. MUNION;)	
C.O. PRITTS; C.O. CHAPLEY; C.O.)	
FEY; C.O. LUKE; C.O. HEISS; C.O.)	
HUBER; C.O. KROMELL; SGT.)	
STAYER; SGT. DELOSH; LT. T. J.)	
WILSON; JOSEPH; MOLLIGAN,)	
)	
Defendants.)	Electronically Filed.

ORDER OF COURT

AND NOW, to-wit, this _____ day of _____ 2006, upon consideration of the foregoing **Defendants' Motion to Dismiss, or in the Alternative, Motion for Summary Judgment** it is hereby **ORDERED** that this motion is **GRANTED**.

BY THE COURT;

J.